

Memo

To: Commissioners Wefald, Clark and Cramer

From: Annette Bendish, Patrick Fahn, Jerry Lein

Date: February 14, 2007

Re: Siting application fees

At its February 7, 2007 administrative agenda the Commission came to a consensus concerning refunds of siting applications fees under NDCC 49-22-22 (3).

After the corridor and route certificates have been issued and all costs of hearings, publication, etc. have been paid from the application fee deposited in the siting process expense recovery fund, and even if construction has not started; the Commission will make an interim refund of all but \$5000 of the siting application fee. If the balance of the application fee at the time of the Interim Refund is less than \$5000, the Commission will retain the entire amount. A check will not be issued if the Interim Refund would be an amount less than \$1000. When construction is complete, when all post-construction inspections are complete, and when the Commission has concluded that the applicant's tree mitigation project is satisfactory; the Commission will make a Final Refund of the entire remaining balance of the application fee.

This table lists siting cases that have application fees subject to Interim Refund.

Case	Assessed fee (current fund balance)	Interim Refund
PU-05-274 (Enbridge- 2 upgrades, 1 new pump station)	\$16,000 (\$15,532.87)	\$10,532.87
PU-06-317 (Enbridge- Upgrade pumping stations, Alexander, Trenton, Beaver Lodge and Stanley)	\$82,250 (\$81,434.34)	\$76,434.34
PU-06-330 (Enbridge- 51 mile line)	\$100,000 (\$96,555.34)	\$91,555.34
PU-06-349 (Enbridge- New pumping stations, Blaisdell, Denbigh, Penn and Larimore)	\$84,978 (\$80,366.55)	\$75,366.55
PU-06-312 (FPL Oliver County Wind)	\$22,500 (\$22,347.49)	\$17,347.49
PU-05-47 (PPM Energy, Inc., Rugby Wind Farm)	\$85,000 (\$81,977.35)	\$76,977.35
PU-05-205 (FPL Energy Burleigh County Wind, LLC)	\$16,000 (\$12,243.32)	\$7,243.32
PU-05-305 (PPM Energy, Inc.- 230kV transmission)	\$13,750 (\$12,610.76)	\$7,610.76